



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

RQ-2

January 19, 2005

Pat Carlson, Treasurer
Tarrant County Republican Victory Fund
1415 Ballinger
Fort Worth, TX 76102

Response Due Date:
February 18, 2005

Identification Number: C00406645

Reference: 30 Day Post-General Report (10/14/04 - 11/22/04)

Dear Treasurer:

This letter is prompted by the Commission's preliminary review of the report(s) referenced above. This notice requests information essential to full public disclosure of your federal election campaign finances. **An adequate response must be received at the Commission by the response date noted above.** An itemization of the information needed follows:

-Schedule A of your report discloses one or more contributions totaling \$2,500 from T.K. Eng & Associates Investment Group, which appears to be a corporation. 2 U.S.C. §441b(a) prohibits the receipt of contributions from corporations unless made from a separate segregated fund established by the corporation.

If any apparently prohibited contribution in question was incompletely or incorrectly disclosed, you should amend your original report with clarifying information.

If you have received a prohibited contribution(s), you may have to make a refund. If within 30 days of receipt you (1) transferred the prohibited amount to an account not used to influence federal elections, and (2) provided written notice to the person making the contribution of the option of receiving a refund, you may retain the contribution in an account not used to influence federal elections. Any request from a donor for a refund must be honored.

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If the foregoing conditions for transfers to a non-federal account were not met within 30 days of receipt, the prohibited amount must be refunded. See 11 CFR §103.3(b)(1).

Please inform the Commission of your corrective action immediately in writing and provide a photocopy of your check for any transfer-out or refund. In addition, any transfers-out or refunds should be disclosed on Schedule B supporting Line 22 or 28 of the report covering the period during which the transaction was made.

Although the Commission may take further legal action concerning the acceptance of a prohibited contribution, prompt action by your committee to transfer-out or refund the amount will be taken into consideration.

-Schedule A of your report (see attached) discloses one or more contributions which appear to exceed the limits set forth in the Act. 2 U.S.C. §441a(f) and 11 CFR §110.1(c) prohibit a state, district or local party committee (combined) from receiving any contribution from a person or non-multicandidate political committee in excess of \$10,000 per calendar year.

If any apparently excessive contribution in question was incompletely or incorrectly disclosed, you must amend your original report with the clarifying information.

If any contribution you received exceeds the limits, you may have to refund the excessive amount. The funds can be retained if within 60 days of receipt, (1) the excessive amount was properly reattributed to another person, such as a joint account holder, by obtaining signed written authorizations from each person making the contribution pursuant to 11 CFR 110.1(k)(3), and (2) the treasurer informs the person making the contribution that he or she may request the return of the excessive portion of the contribution if it is not intended to be a joint contribution. Any request from a donor for a refund must be honored.

Alternatively, the funds can be retained if within 60 days of receipt you (1) transferred the excessive amount to an account not used to influence federal elections, and (2) provided written notice to the person making the contribution of the option of receiving a refund. Any request from a donor for a refund must be honored.

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If the foregoing conditions for reattributions or transfers to a non-federal account were not met within 60 days of receipt, the excessive amount must be refunded.

Please inform the Commission of your corrective action immediately in writing and provide a photocopy of your check for any transfer-out or refund. In addition, any reattributions should be reported as memo entries on Schedule A of the report covering the period during which the authorization for the reattribution is received. Any transfers-out or refunds should be disclosed on Schedule B supporting Line 22 or 28 of the report during which the transaction was made.

Although the Commission may take further legal action regarding the acceptance of an excessive contribution(s), prompt action by your committee to seek reattribution, transfer-out or refund the excessive amount will be taken into consideration.

-Your report discloses a negative ending cash balance of \$9,737.14. This suggests that you have either overdrawn your account, made a mathematical error, or incurred a debt. If your committee has incurred a debt or obligation, please show a zero balance on Line 8 of the Summary Page and reflect the amount and the nature of the debt on Schedule D and Line 10 or provide clarifying information. 2 U.S.C. §434(b)(8)

-Your report does not disclose any payments for salary or wages on Schedule B supporting Line 30(b) of the Detailed Summary Page. 11 CFR §100.24 defines as Federal Election Activity, services provided by an employee of a State, district or local party committee who spends more than 25 percent of their time during that month on activities in connection with a Federal election. You are advised that payments for salaries and wages for employees who spend more than 25 percent of their compensated time in a given month on Federal Election Activity or activities in connection with a Federal election must be made with Federal funds only. Please provide clarification regarding the lack of payments for salary and wages disclosed by your committee.

Unlike previous election cycles, you will not receive an additional notice from the Commission on this matter. Adequate responses received on or before this date will be taken into consideration in determining whether audit action will be initiated. **Requests for extensions of time in which to respond will not be considered.** Failure to provide an adequate response by this date may result in an audit of the committee.

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Failure to comply with the provisions of the Act may also result in an enforcement action against the committee. Any response submitted by your committee will be placed on the public record and will be considered by the Commission prior to taking enforcement action.

Electronic filers must file amendments (to include statements, designations and reports) in an electronic format and must submit an amended report in its entirety, rather than just those portions of the report that are being amended. If you should have any questions regarding this matter or wish to verify the adequacy of your response, please contact me on our toll-free number (800) 424-9530 (at the prompt press 5 to reach the Reports Analysis Division) or my local number (202) 694-1301.

Sincerely,



Bradley Decker

Campaign Finance Analyst
Reports Analysis Division

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Contributor Name	Date	Amount	Report
Jo Rae Davis	9/1/04	\$129	October Monthly Report
Jo Rae Davis	9/1/04	\$25.64	October Monthly Report
Jo Rae Davis	9/2/04	\$322.50	October Monthly Report
Jo Rae Davis	9/2/04	\$585	October Monthly Report
Jo Rae Davis	9/2/04	\$450	October Monthly Report
Jo Rae Davis	9/3/04	\$966	October Monthly Report
Jo Rae Davis	9/7/04	\$146.16	October Monthly Report
Jo Rae Davis	9/8/04	\$650	October Monthly Report
Jo Rae Davis	9/8/04	\$68.11	October Monthly Report
Jo Rae Davis	9/9/04	\$532.50	October Monthly Report
Jo Rae Davis	9/10/04	\$68.11	October Monthly Report
Jo Rae Davis	9/10/04	\$410	October Monthly Report
Jo Rae Davis	9/13/04	\$65.38	October Monthly Report
Jo Rae Davis	9/13/04	\$172	October Monthly Report
Jo Rae Davis	9/13/04	\$1,062.13	October Monthly Report
Jo Rae Davis	9/13/04	\$129	October Monthly Report
Jo Rae Davis	9/13/04	\$660.05	October Monthly Report
Jo Rae Davis	9/13/04	\$318.20	October Monthly Report
Jo Rae Davis	9/18/04	\$1,328.70	October Monthly Report
Jo Rae Davis	9/21/04	\$4,125	October Monthly Report
Jo Rae Davis	9/22/04	\$1,078.23	October Monthly Report
Jo Rae Davis	9/23/04	\$709.50	October Monthly Report

